IN THE HIGH COURT OF JUDICATURE, ANDHRA PRADESH
AT HYDERABAD

(Special Original Jurisdiction)

WEDNESDAY, THE TWENTY SEVENTH DAY OF JULY
TWO THOUSAND AND FIVE

PRESENT

THE HON'BLE MR JUSTICE S.ANANDA REDDY

WRIT PETITION NO : 7717 of 2005

Between:

Madivada Laskhmi Prasanna @ Lakshmi Tatyaru,
D/o. M.V. Raghavaiah, H.No. 13/269-2, R/o. Nizampet,
Machilipatnam.

..... PETITIONER

AND

1 District Educational Officer, Machilipatnam, Krishna District.
and another

.....RESPONDENTS

Counsel for the Petitioner: MR.SIVALENKA RAMACHANDRA PRASAD

Counsel for the Respondent : GP FOR SCHOOL EDUCATION

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THE HON'BLE MR JUSTICE S.ANANDA REDDY

WRIT PETITION NO : 7717 of 2005

ORDER:

This writ petition is filed by the petitioner aggrieved by the proceedings of the first respondent dated 01.01.2005, under which, the request of the petitioner to alter her name in the Service Register was rejected with an endorsement “as per the S.S.C. Scheme there is no provision for alteration of the name in the Service Register or other records”.

2. According to the petitioner, her name was originally recorded as Lakshmi Tayaru,

which was changed to Lakshmi Prasanna. The said change was already notified in the Gazette. Basing on the said Gazette notification, the petitioner sought for correction of her name in the Service Register. Though the petitioner sought for correction of her name in the Service Register only, the first respondent rejected her case on the ground that there is no such provision in the S.S.C. Scheme. Hence, the present writ petition.

3. The learned counsel for petitioner contended that the petitioner is not seeking correction of her name in the S.S.C. Register but only in the Service Register. He further contended that the first respondent rejected the case of the petitioner as if she sought for correction of her name in the S.S.C. Register. At the time of hearing, he referred to G.O.(P)No.182-C, General Administration (Gen-C) Department, dated 24.04.1985, which provides for correction or change of the name in the Service Register. Further, as per the above G.O. certain procedure is required to be complied with, such as, publication of the proposed change of name in a prominent local newspaper as well as in the Andhra Pradesh Gazette and thereafter, a deed has to be executed on the non-judicial stamp paper. After that, if the employee requested for change, the employer after verification of the compliance of the formalities can recognize officially and then make entries in the Government Records correcting the new name in place of old one. In the light of the said circular providing for such change of name in the Service Register, the impugned order passed by the first respondent is illegal and unsustainable.

4. Heard the learned counsel for the petitioner and the learned Government Pleader for School Education.

5. In view of the fact that the petitioner sought for change of her name in the Service Register from “Lakshmi Tayaru” to “Lakshmi Prasanna” and for that purpose the proposed change was published in the newspapers and was notified in the Gazette, as required under the above referred procedure prescribed by the Government in G.O(P)No.182-C dated 24.04.1985, it is for the first respondent to verify the compliance of the formalities. If the formalities are complied with, he has to pass appropriate orders altering or changing the name of the petitioner in the Service Register from “Lakshmi Tayaru” to “Lakshmi Prasanna” in accordance with the above referred G.O. The said exercise is directed to be completed within a period of eight weeks from the date of receipt of a copy of this order.

6. Accordingly, the Writ Petition is disposed of at the admission stage.

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S. Ananda Reddy, J

Date: 27.07.2005

Note: Furnish CC in 3 days

B/o

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